

CITY OF POMPANO BEACH
Broward County, Florida

AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, REZONING PROPERTY LYING EAST OF BLANCHE ELY AVENUE (NW 6TH AVENUE) AND APPROXIMATELY 222 FEET SOUTH OF THE F.E.C. RAILROAD RIGHT-OF-WAY AND COMMONLY REFERRED TO AS 1210 NW 6TH AVENUE FROM B-2 (GENERAL BUSINESS) AND RS-4 (SINGLE-FAMILY RESIDENCE) TO RM-30 (MULTIPLE-FAMILY RESIDENCE); PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the rezoning request for this rezoning was pending between the date of adoption of the New Zoning Code and January 1, 2013, the rezoning requirements and zoning classification are pursuant to the city's previously adopted Zoning Code ("Old Zoning Code"); and

WHEREAS, pursuant to law, fourteen (14) days' notice has been given by publication in a paper of general circulation in the City, notifying the public of this proposed ordinance and of a public hearing in the City Commission Chambers of the City of Pompano Beach; and

WHEREAS, a public hearing before the City Commission was held pursuant to the aforesaid notice, at which hearing the parties in interest and all other citizens so desiring had an opportunity to be, and were, in fact, heard; now, therefore,

BE IT ENACTED BY THE CITY OF POMPANO BEACH, FLORIDA:

SECTION 1. That the City Commission of the City of Pompano Beach, having considered the evidence and argument presented at the public hearing, finds:

SECTION 2. That Section 155.005 of Chapter 155, "Old Zoning Code," of the Code of Ordinances of the City of Pompano Beach, Florida, is amended to include therein rezoning of the following described property:

SEE EXHIBIT "A" ATTACHED HERETO

which land is hereby rezoned from a present zoning classification of B-2 (General Business) and RS-4 (Single-Family Residence) to RM-30 (Multiple-Family Residence), as said zoning classification is defined by Chapter 155, "Old Zoning Code," of the Code of Ordinances of the City of Pompano Beach, Florida.

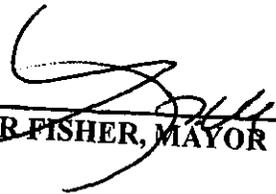
SECTION 3. That the Planning Director is hereby directed to mark the zoning provided for in this Ordinance on the Official Zoning Map of the City of Pompano Beach.

SECTION 4. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Ordinance that can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared to be severable.

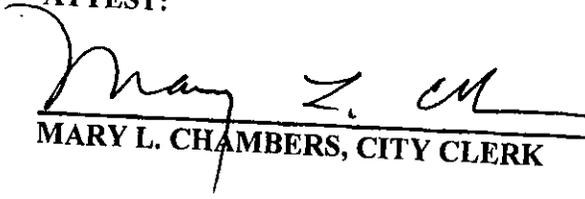
SECTION 5. This Ordinance shall become effective upon passage.

PASSED FIRST READING this 23rd day of April, 2013.

PASSED SECOND READING this 14th day of May, 2013.


LAMAR FISHER, MAYOR

ATTEST:


MARY L. CHAMBERS, CITY CLERK

GBL/jrm
3/18/13
5/8/12
l:ord/ch155/2012-275

LEGAL DESCRIPTION TO ACCOMPANY SKETCH NET AREA - "ST. JOSEPH HAITIAN CATHOLIC MISSION"

EXHIBIT "A"

LEGAL DESCRIPTION:

TRACTS "A" AND "B"; TOGETHER WITH THAT PORTION OF THE RIGHT-OF-WAY OF NORTHWEST 10TH STREET LYING WITHIN THE PLAT LIMITS OF THE PLAT OF "ST. JOSEPH HAITIAN CATHOLIC MISSION", ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 142, AT PAGE 5, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE NORTHWEST CORNER OF SAID TRACT "A" OF THE SAID PLAT OF "ST. JOSEPH HAITIAN CATHOLIC MISSION"; THENCE NORTH 89 DEGREES 50 MINUTES 35 SECONDS EAST, ALONG A LINE THAT IS PARALLEL WITH THE SOUTH LINE OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 35, TOWNSHIP 48 SOUTH, RANGE 42 EAST, FOR 824.59 FEET; THENCE SOUTH 00 DEGREES 17 MINUTES 59 SECONDS WEST, ALONG THE WEST LINE OF THE EAST 1/2 OF THE SOUTHEAST 1/4 OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SAID SECTION 35, FOR 442.42 FEET; THENCE SOUTH 89 DEGREES 50 MINUTES 35 SECONDS WEST, ALONG THE SOUTH LINE OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SAID SECTION 35, FOR 816.06 FEET; SAID LAST DESCRIBED THREE COURSES BEING COINCIDENT WITH THE NORTH, EAST, AND SOUTH, RESPECTIVELY, PLAT LIMITS OF THE SAID PLAT OF "ST. JOSEPH HAITIAN CATHOLIC MISSION"; THENCE NORTH 00 DEGREES 48 MINUTES 19 SECONDS WEST, ALONG A LINE THAT IS PARALLEL WITH AND 30.00 FEET EAST OF, AS MEASURED AT RIGHT ANGLES TO, THE CENTER LINE OF SAID N.W. 6TH AVENUE, AS SHOWN ON THE SAID PLAT OF "ST. JOSEPH HAITIAN CATHOLIC MISSION", FOR 442.42 FEET TO THE POINT OF BEGINNING; ALL LYING AND BEING IN THE SOUTH 1/2 OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 35, TOWNSHIP 48 SOUTH, RANGE 42 EAST, CITY OF POMPANO BEACH, BROWARD COUNTY, FLORIDA.

NOTES:

- 1) THE BEARINGS AS SHOWN HEREON ARE BASED ON AN ASSUMED BEARING OF NORTH 00 DEGREES 48 MINUTES 19 SECONDS WEST, ALONG THE WEST PLAT LIMITS AS SHOWN ON THE HEREIN REFERENCED PLAT OF "ST. JOSEPH HAITIAN CATHOLIC MISSION".
- 2) THE PROPERTY AS DESCRIBED HEREIN CONTAINS 362,917 SQUARE FEET, MORE OR LESS (8.331 ACRES, MORE OR LESS).
- 3) THE LEGAL DESCRIPTION AS SHOWN HEREON WAS CREATED BY THIS FIRM.
- 4) ORDERED BY: ARCHDIOCESE OF MIAMI
- 5) AUTHENTIC COPIES OF THIS SKETCH AND LEGAL DESCRIPTION MUST BEAR THE SIGNATURE AND ORIGINAL RAISED SEAL OF THE ATTESTING PROFESSIONAL LAND SURVEYOR AND MAPPER.

EXHIBIT "A"
SHEET 3 OF 3 SHEETS

SCHWEBKE-SHISKIN & ASSOCIATES, INC.

LAND SURVEYORS-ENGINEERS-LAND PLANNERS - 3240 CORPORATE WAY-MIRAMAR, FL 33025
PHONE No. (954)435-7010 FAX No. (954)438-3288

ORDER NO. 198348
DATE: MAY 17, 2011

THIS IS NOT A "BOUNDARY SURVEY"
CERTIFICATE OF AUTHORIZATION No. LB-87

PREPARED UNDER MY SUPERVISION:

Ronald A. Fritz
RONALD A. FRITZ, ASSISTANT VICE PRESIDENT
FLORIDA PROFESSIONAL LAND SURVEYOR No. 2767

REVISIONS

UPDATED SKETCH
2/22/12 #199521
VAC., EASMT. INFO. & AC.
3/16/12 #199743

